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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on April 29, 2002.

Mary Ann Copas, Secretary

#24

In the Application of Ernst Michael Winter et al

Ser.No.: 09/319,142

Filed: April 23, 2001 (CPA)

For: GEMSTONE

Art Unit: 1772

Examiner: Alicia Ann Chevalier

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TC 1700

Assistant Commissioner for Patents
Washington, DC 20231

NOTICE OF APPEAL

Sir:

Appellant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 29, 2001 of the Examiner finally rejecting claims 16 - 31.

The item(s) checked below are appropriate:

1. [X] An extension of time until April 29, 2002 to respond to the final rejection was filed.

2. [X] A timely response to the final rejection has been filed.

3. [X] Fee: $160.00

 [X] Enclosed
 [] Not required (fee paid in previous appeal)
 [X] Charge any deficiencies to Deposit Account No. 02-1653.

Respectfully submitted,

Robert W. Becker, Reg. No. 26,255
for Applicant(s)

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